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DAE #1 A

Serial No. 09/888,013

Atty. Docket No. 18938-2363001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In re Application of

:

Karen King, et al.

: Group Art Unit: 3673

APR 22 2004

Serial No.: 09/888,013

: Examiner: L. Saldano

OFFICE OF PETITIONS

Filed: June 22, 2001

: Response to Paper No. 5

For PORTABLE BREAKWATER

ATTN: Office of Petitions

PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. § 1.137(b)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R:

The above-identified patent application became abandoned for failure to file a timely and proper reply to the Office Action mailed on February 26, 2003, which set a three month period for reply. The abandonment date of this application was August 26, 2003.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

1. Pursuant to 37 C.F.R. § 1.17(m), the small entity petition fee of \$665.00 is submitted herewith.

04/21/2004 AWONDAF1 00000051 500202 09888013

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2. The required reply to the above-noted Office Action, in the form of a Request for Continued Examination under 37 CFR 1.114, is submitted herewith.

3. Since this is a utility application that was filed after June 8, 1995, no terminal disclaimer is required.

4. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition pursuant to 37 C.F.R. 1.137(b) was unintentional.

Respectfully submitted,

4/14/04

Date

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